

**HAMPTON BOARD OF SELECTMEN
SELECTMEN'S MEETING ROOM
MINUTES
August 23, 2004 7:00 PM**

PRESENT: Virginia Bridle, Vice Chairman, James Workman
Cliff Pratt
James Barrington, Town Manager
Karen Anderson, Administrative Assistant

ABSENT: William Sullivan, Rick Griffin

PUBLIC HEARING: The Board of Selectmen held a public hearing to take comments from the public in regard to the acceptance of a grant to the Fire Department in the amount of \$74,915 to implement a mandatory Wellness/Fitness initiative.

There were no public comments.

Mr. Pratt MOTIONED that the Board of Selectmen accept the grant in the amount of \$74,915 for a mandatory Wellness/Fitness initiative.

Mr. Workman SECONDED

Mr. Barrington explained that this is a 90/10 grant that is funding a good program for the Fire Department.

VOTE: UNANIMOUS FOR

PUBLIC HEARING:

The Board of Selectmen held a public hearing to take comments from the public in regard to the amending of the town's Hawker's & Peddlers Ordinance Article 5, Section 4:504B by adding Beach Plum Way as one of the prohibited streets.

There were no public comments.

Mr. Pratt noted that the town has received numerous complaints regarding ice cream vendors making numerous trips for excessive periods of time in this area. Mr. Barrington recommended that the ordinance be amended.

Mr. Pratt MOTIONED that the Board of Selectmen amend the Hawker's & Peddlers Ordinance Article 5, Section 4:504B by adding Beach Plum Way as one of the prohibited streets.

Mr. Workman SECONDED

VOTE: UNANIMOUS FOR

I. SALUTE TO THE FLAG

Mrs. Viviane Marcotte led the audience in the flag salute.

II. ANNOUNCEMENTS

Second Annual Family Campout

Mr. Pratt announced that the Second Annual Family Campout will be taking place Saturday, August 28th with events planned for the whole family. He noted that there were not enough people signed up for the original date so the event was rescheduled. Interested families are urged to sign up through the Recreation Department.

Hampton Beach Commission

Mr. Workman announced that the Hampton Beach Commission will be meeting Thursday, August 26, 2004.

MDA Boot Drive

Mr. Workman commended the Professional Firefighters of Hampton for raising \$5,710 this weekend at the annual MDA boot drive.

Benefit Yard Sale

Mrs. Bridle announced that on Saturday, August 28th from 8:00 AM to Noon the Lions Club and the Senior Citizens Group will be sponsoring a yard sale to benefit Lamprey Senior Transportation and the Lions Club behind the old town office.

Hampton Beach Infrastructure Project

Mr. Barrington announced that Fay, Spofford & Thorndike will be conducting two Open House for the Hampton Beach Infrastructure Improvement Project. The purpose of the open house sessions are to provide the property owners on Ashworth Avenue and the lettered streets an opportunity to review the proposed location of curb cuts for site access and egress to their specific property. The sessions will be held in the Precinct Meeting Room on Thursday, August 26th and Saturday, August 28th.

III. APPOINTMENTS1. Recreation Advisory Council, Re: Community Center Committee

Mrs. Martin announced a concert that will be held at the Gazebo on Thursday, August 26th.

Mrs. Martin, Mrs. Elizabeth Webb and Mr. Brian Leno were present to represent the Community Center Committee. Mrs. Martin said that just over a year ago this group was put together to do preliminary work on the establishment of a community center, which is currently on the Capital Improvement Program for funding recommended in 2006.

Mr. Leno explained that the committee is a grassroots citizens committee to determine what the public wants to see as far as a community and/or senior center. There are 16 active members representing all areas of the community. Elizabeth Webb read the list of the members. Selectman Pratt is the Board's representative. The committee has been formed into two subcommittees, the "What" and the "Where" committee. The "What" subcommittee has researched what type of center and what the residents want while the "Where" subcommittee has looked at twelve different locations, which have been narrowed down to three top locations. Mr. Leno said that the major project at this time is a survey that will be conducted through UNH which will begin on August 30 to learn what the community wants. In addition the committee has heard from people involved in the past attempts to develop a center, talked with feasibility experts and have toured other community centers. The committee has applied for two grants for feasibility studies but has not been awarded them. Last month a fund-raising committee was put together to raise the money for the studies and plans.

Mr. Leno encouraged any resident that is contacted by UNH to participate honestly in the survey because it is important that the committee know what the community wants. After the study is completed, Dr. Andrew Smith will present the results to the Board and a public meeting will be held to announce the results.

Mr. Leno told the Board that the committee will have a booth at the Seafood Festival to raise funds through "Fun Photo's" and a "Duck Pond". He urged residents to stop by and share their thoughts about a center. Future plans for the committee include recruiting new members for the committee, evaluating locations, and continuing to apply for grants. Mr. Leno said that the committee hopes to have an article on the 2005 warrant for planning/design funds and an article on the 2006 warrant for funding the construction.

Mr. Leno noted that they are always looking for new members and volunteers can contact Dyana Martin at the Town Office. The next meeting is September 21 at 6:30 at the Town Office.

Mrs. Webb pointed out that the membership of the committee splits across many fields, some that are interested in a center for the children while others are interested in something for the seniors.

Mr. Pratt said that he assigned himself to the committee because he is very much in favor of a community center. He asked that if a resident gets a call from UNH, that they please answer the survey so that the committee can formulate what they want to do. Mr. Workman said that it is important that committees such as this assess the needs for the town, be organized and gather information and it is apparent that this committee is doing a great job. Mrs. Bridle wished the committee luck. Mrs. Bridle asked if Mrs. Martin had contacted the YMCA or the Boys & Girls Club to see if they are interested in the area. Mrs. Martin said that she did talk with the YMCA about 8 years ago but did not feel that the needs were compatible. Mr. Leno said that may be an opportunity for the committee to look into.

III. OLD BUSINESS

Town Manager's Report

Mr. Barrington told the Board that the big issue today was the closing of 5-Corners due to safety concerns as a result of the 3 sink holes that have been discovered. The first sink hole developed under a fire truck when it was clearing the scene of an accident, the tow truck and crane used to get the fire truck out resulted in another sink hole. Those were repaired temporally and today another hole developed. It appears that the sink holes are a result of a failed storm drainage system. After discussion, the joint decision with the Fire Department, Police Department and Public Works was to close the intersection completely. Mace Road is closed from Parr Street to the intersection. Mr. Barrington said that there had been some budget money proposed to do the drainage repair work this year and when the budget did not pass the work had been postponed to accommodate the default budget. With this emergency situation priorities are being reviewed in order to fund the repairs. Mr. Barrington said that Mr. Spainhower has been calling around for prices for contractors and also asking for their schedule of getting the work done and he is requesting permission to waive the bidding requirements and negotiate the best contract to get the job accomplished as quickly and economically as possible.

Keymont Suit

Mr. Barrington reported that the agreement on the settlement of the Keymont suit involving the blowers and silencers at the WWTP has been signed. Construction is expected to begin in mid-September following the peak season.

Pending Items

Mr. Barrington explained that Mr. Workman provided him with a list of pending items following the discussion at the last meeting and he provided a report to the Board on the status of the projects. *Report attached.*

Golden Corridor/Mark Maynard Agreement

Mr. Barrington told the Board that Attorney Gearreald was present in regard to the Memorandum of Agreement the Board had with Mark Maynard of Golden Corridor in relation to the boat dock. Attorney Gearreald explained that Golden Corridor LLC was going to construct a governmental pier for the town and donate that to the town. Mr. Maynard was also going to donate an area of land for ownership purposes, extend electric and water to the pier and provide a fire lane easement. The Memorandum of Agreement is being revised to reflect the current understanding, that \$60,000 would be paid before or at the time of the sale of all or a portion of the project. Golden Corridor and Hampton Harbor Condominiums have proposed to retain a building, that will be known as the Yacht Club building which the town will be allowed the occasional use of for training purposes. The town will now be building the pier with the grant from the Federal government along with the \$60,000. Attorney Gearreald said that the town would receive the funds at or before the sale of the property or prior to a building permit being issued. Attorney Gearreald asked that the Board authorize the Town Manager to sign the revised Memorandum of Agreement.

Mr. Workman MOTIONED that the Board of Selectmen authorize the Town Manager to sign the revised Memorandum of Agreement with Mark Maynard/ Golden Corridor, LLC.

Mr. Pratt SECONDED

VOTE: UNANIMOUS FOR

Five Corners Emergency Repairs

Mr. Workman MOTIONED that the bidding requirements for the work at 5-Corners be waived due to the emergency circumstances.

Mr. Pratt SECONDED

VOTE: UNANIMOUS FOR

Hurd Farm

Mr. Pratt reported that he spoke with Steven Hurd and they want to get the purchase process completed. Mr. Pratt said that the Trust for Public Land has signed an agreement with him and Mr. Hurd understands that it would take some time. Mr. Pratt asked if a representative from the Trust for Public Land could meet with the Board to update them on the status.

Mr. Pratt MOTIONED to authorize the Town Manager to call the Trust for Public Land to find out when the process will be completed and if they can meet with the Board.

Mr. Workman SECONDED

VOTE: UNANIMOUS FOR

Acceptance of Easements – Bley Subdivision

Mr. Barrington said that the town has completed the RSA 41-14-a process for the acceptance of the required easements for the Bley subdivision.

Attorney Gearreald explained that this is an eight-lot subdivision with the need for site distance and drainage easement as well as an access easement as noted by the Planning Board. He explained that the Planning Board adopted a procedure a couple of years ago that would give the town the option to step in, if need be, to maintain drainage and other improvements in order to protect the town's infrastructure. The procedure also insures that the property owner would be responsible to pay for any work that the town needed to do. He explained that it is not the intention that the town take on any responsibility but rather to provide a stop gap measure in case there is an emergency.

Mr. Workman MOTIONED that the Board of Selectmen accept the easements for the Bley subdivision, based on the recommendations of the Planning Board, Conservation Commission and Attorney Gearreald.

Mr. Pratt SECONDED

VOTE: UNANIMOUS FOR

V. NEW BUSINESSConservation Commission Appointments

Mr. Workman MOTIONED to change Charlie Preston to a regular member of the Conservation Commission and change Peter MacKinnon to an alternate member of the Conservation Commission.

Mr. Pratt SECONDED

VOTE: UNANIMOUS FOR

Heritage Commission Recommendation Re: Town Clock

Mr. Barrington noted that the Heritage Commission recommends that the Board of Selectmen sell the parts of the Odd Fellows Building clock at a specialized auction or to a clock specialist and with the funds realized preserve the bell and at least one of the faces for display at some future time.

Mr. Pratt said that this was discussed rather heavily at the Heritage Commission and the general consensus was that if the town sells the damaged parts to somebody, the bell could be restored and encased for display. From their review the entire clock is not worth saving. Mr. Pratt said that Mr. Nathan Page knows someone in Salem, NH that could put the parts into a specialized auction.

Mr. Pratt MOTIONED that the Town Manager be authorized to arrange for the sale of the Odd Fellows clock parts, aside from the bell and one face.

Mr. Workman SECONDED

VOTE: UNANIMOUS FOR

Mrs. Bridle asked what the time frame was for the Kings Highway sewer project. Mr. Barrington said that it is scheduled for the summer of 2005. Mr. Barrington said that the time frame does have some residents concerned and he will be meeting with them to work out the details.

IV. MINUTES

Mr. Pratt MOTIONED to approve the revised minutes of July 12, 2004.

Mr. Workman SECONDED

VOTE: UNANIMOUS FOR

The minutes of August 9, 2004 were accepted as amended. Mr. Pratt requested that a notation be added to the announcement regarding the Seafood Festival to show that the Festival is free on Friday evening.

V. CONSENT AGENDA

1. Signing of Approved Discretionary Barn Easement – 459 Exeter Road
2. MS-4
3. Parade Permit – Weber Foundation of Helping Hands
4. Sidewalk Sale Permits
5. Closing Documents – 11 Epping Avenue Sale

Items #3 & 4 were pulled from the consent agenda for discussion.

Mr. Workman MOTIONED that the Board of Selectmen approve the remainder consent agenda.

Mr. Griffin SECONDED

VOTE: UNANIMOUS FOR

Mr. Pratt MOTIONED that the Board of Selectmen approve the parade permit for the Weber Foundation.

Mr. Workman requested information about the non-profit organization be attached to this type of request.

Mrs. Bridle SECONDED

VOTE: UNANIMOUS FOR

Mr. Workman MOTIONED that the Board of Selectmen deny a sidewalk sale permit for the Seafood Festival to 925 Silver due to public safety concerns. The remainder of the sidewalk sale permit requests were approved.

Mr. Pratt SECONDED

VOTE: UNANIMOUS FOR

VI. ADJOURNMENT

Mr. Pratt MOTIONED that the meeting be adjourned. (8:19 PM)

Mr. Workman SECONDED

VOTE: UNANIMOUS FOR

Chairman

